

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF NORTH CAROLINA  
Case No. 1:24-cv-00238-CCE-JEP

REESE BRANTMEIER and MAYA JOINT, on behalf of themselves and all others similarly situated,

*Plaintiffs,*

v.

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION,

*Defendant.*

**JOINT MOTION TO AMEND SCHEDULE**

Plaintiffs Reese Brantmeier and Maya Joint (“Plaintiffs”), by and through their counsel, and Defendant the National Collegiate Athletic Association (“NCAA”) jointly move this court to modify the current case schedule, Dkt. 65.

At the July 7, 2025 hearing, the Court advised both parties that an opinion on Plaintiffs pending Motion for Class Certification (Dkt. 67) would not be forthcoming until some time in August. *See July 7, 2025 Hearing Transcript, 78:4-15.* As raised by Plaintiffs at that hearing, the current schedule requires Merits Experts Reports Disclosures by the party with the burden of proof by

August 4, 2025 (see deadlines from Dkt. 65 as presented below).<sup>1</sup> At this time, as permitted by this Court’s Order (Dkt. 65), the parties have, by mutual agreement, permitted the NCAA to complete production of documents and make certain NCAA witnesses available for deposition after the close of fact discovery on June 18, 2025. The Parties have also scheduled a mediation to take place on October 10, 2025, in Charlotte, before Raymond E. Owens, Esq., and continue to constructively engage in discussions under Rule 408. The parties agree that the merits phase of the case is best served with guidance from this Court’s forthcoming opinion on the Motion for Class Certification, including but not limited to the definitions and membership of the certified classes, as well as the mediation before Mr. Owens. When the Court’s opinion is received, the parties will require time to properly apply evidence gained from discovery documents and deposition testimony to the merits of the case so that Expert Merits disclosures need not be amended or supplemented to reflect the Court’s opinion.<sup>2</sup>

---

<sup>1</sup> At this time, no trial date has been set in this litigation.

<sup>2</sup> On July 15, this Court advised the Parties that “it is highly likely the Court will grant the motion for class certification” but not certain. *See Text Order, July 15, 2025.*

The Parties have engaged in discussion and held a meet and confer on July 15, 2025 regarding their respective positions as to the schedule of this litigation going forward. Both parties are in agreement that the schedule for expert report disclosures by the party with the burden of proof in this litigation should be 45 days after the later of the date this Court issues its opinion on the Motion for Class Certification, and the date of mediation.

### **Proposed Schedule**

<b><i>Current Deadline (Dkt. 65)</i></b>	<b><i>Described Event (Dkt. 65)</i></b>	<b><i>Proposed Deadline<sup>3</sup></i></b>
July 14, 2025	Mediation	October 10, 2025
August 4, 2025	Merits Expert Report Disclosures and, using dates previously held open, provision of deposition dates between August 25, 2025, and September 23, 2025, by Party with Burden of Proof.	The later of 45 days from this Court's Order on Plaintiffs' Motion for Class Certification or 45 days from the date of mediation between the parties  Provision of deposition dates between 21 and 30 days after the disclosure of Merits Expert Reports by Party with Burden of Proof
October 3, 2025	Merits Expert Response Disclosures and, using dates	60 days from disclosure of Merits Expert Reports by Party with the Burden of Proof.

---

<sup>3</sup> The parties may by mutual agreement extend deadlines that do not involve court filings.

	previously held open, provision of deposition dates between October 14 and November 4, 2025.	Provision of deposition dates between 21 and 30 days after the disclosure of Merits Expert Response Disclosures
November 12, 2025	Merits Expert rebuttal disclosures.	45 days from disclosure of Merits Expert Response Disclosures <sup>4</sup>
November 24, 2025	Expert Discovery Deadline	14 days from deadline for Merits Expert Rebuttal disclosures
November 24, 2025	Parties Exchange Proposed Verdict Sheets and Jury Instructions to be prepared assuming all dispositive motions are denied, followed by Meet and Confer. <sup>5</sup>	120 days from this Court's Order on Plaintiffs' Motion for Class Certification <sup>6</sup>
December 8, 2025	Joint Submission on Proposed	134 days from this Court's Order on Plaintiffs' Motion for Class Certification

---

<sup>4</sup> Any rebuttal expert reports must actually be rebuttal evidence. *See* Dkt. 65 at 10.

<sup>5</sup> The Court will provide further guidance on the format of these proposed instructions, which are required at this point only for the elements of each claim and affirmative defense.

<sup>6</sup> Submission of Proposed Verdict sheets and Jury instructions will be subject to further guidance from the Court as noted in Dkt. 65. The parties are open to additional guidance from the Court regarding the required content or timing of the submission of these materials but understand that at this time the Court requires only the elements of the claims and affirmative defense.

	Verdict Sheets and Jury Instructions.	
December 15, 2025	Dispositive Motions <sup>7</sup>	April 1, 2026
January 16, 2026	Response to Dispositive Motions Daubert Motions, if any <sup>8</sup>	30 days from Dispositive Motions
January 30, 2026	Replies to any Dispositive Motions Response to any <i>Daubert</i> Motions	21 days from Response to Dispositive Motions, <i>Daubert</i> Motions, if any
February 6, 2026	Replies to any <i>Daubert</i> Motions	14 days from <i>Daubert</i> Responses
TBD	Hearing on Dispositive Motions	TBD <sup>9</sup>
April 2026	Pretrial Disclosures Begin, on schedule to be determined	Pretrial Disclosures Begin 7 days from Order on Dispositive Motions, and continue on schedule to be determined

---

<sup>7</sup> As the Court previously stated in Dkt. 65, the parties may not file multiple summary judgment motions addressed to different issues. One motion per side is permitted, supported by one brief with the usual word limits established by Local Rules.

<sup>8</sup> As the Court previously stated in Dkt. 65, the parties may not file multiple *Daubert* motions addressed to different witnesses or issues. One motion, supported by one brief with the usual word limits, is permitted.

<sup>9</sup> The parties propose that merits *Daubert* motions shall be heard, if possible, on the same date as Dispositive Motions.

Summer 2026	Trial on date to be determined	Summer 2026

Dated: July 25, 2025

By: /s/ Peggy Wedgworth

**MILBERG COLEMAN BRYSON  
PHILLIPS GROSSMAN, PLLC**  
Daniel K. Bryson (NCSB No. 15781)  
Lucy N. Inman (NCSB No. 17462)  
Arthur Stock (NCSB No. 17613)  
900 W. Morgan Street  
Raleigh, NC 27603  
(919) 600-5000  
[dbryson@milberg.com](mailto:dbryson@milberg.com)  
[linman@milberg.com](mailto:linman@milberg.com)  
[astock@milberg.com](mailto:astock@milberg.com)

Peggy J. Wedgworth  
NY State Bar No. 2126159  
John Hughes  
MI State Bar P76455  
405 East 50th Street  
New York, NY 10022  
(212) 594-5300  
[pwedgworth@milberg.com](mailto:pwedgworth@milberg.com)  
[jhughes@milberg.com](mailto:jhughes@milberg.com)

**MILLER MONROE HOLTON &  
PLYLER PLLC**  
Jason A. Miller  
NCSB No. 39923  
Robert B. Rader III  
NCSB No. 55184  
1520 Glenwood Avenue  
Raleigh, NC 27608  
(919) 809-7346  
[jmiller@millermorroe.com](mailto:jmiller@millermorroe.com)  
[rader@millermorroe.com](mailto:rader@millermorroe.com)

By: /s/ Rakesh Kilaru

**WILKINSON STEKLOFF LLP**  
Rakesh Kilaru  
Calanthe Arat  
Matthew Skanchy  
2001 M Street Nw, 10th Floor  
Washington, Dc 20036  
Telephone: (202) 847-4000  
Facsimile: (202) 847-4005  
[Rkilaru@Wilkinsonstekloff.Com](mailto:Rkilaru@Wilkinsonstekloff.Com)  
[Carat@Wilkinsonstekloff.Com](mailto:Carat@Wilkinsonstekloff.Com)  
[Mskanchy@Wilkinsonstekloff.Com](mailto:Mskanchy@Wilkinsonstekloff.Com)

By: /s/ Alan M. Ruley

**Bell, Davis & Pitt P.A.**  
Alan M. Ruley state Bar No. 16407  
Po Box 21029  
Winston-Salem, Nc 27120  
Telephone: (336) 722-3700  
Facsimile: (336) 714-4101  
[Aruley@Belldavispitt.Com](mailto:Aruley@Belldavispitt.Com)

By: /s/ Matille Gibbons Bowden

**ARENTOX SCHIFF LLP**  
Matille Gibbons Bowden  
State Bar No. 54834  
1717 K Street Nw  
Washington, Dc 20006  
Telephone: (202) 857-6000  
Facsimile: (202) 857-6395  
[Mattie.Bowden@Afslaw.Com](mailto:Mattie.Bowden@Afslaw.Com)

Joel Lulla, *Of Counsel*  
NY State Bar No. 1865823  
1520 Glenwood Avenue  
Raleigh, NC 27608  
(919) 809-7346  
Joel lulla@yahoo.com

*Counsel for National Collegiate  
Athletic Association*

*Counsel for Plaintiffs*

**CERTIFICATE OF SERVICE**

I hereby certify that on July 25, 2025, I electronically filed the foregoing Joint Motion to Amend Schedule with the Clerk of the Court using the CM/Dkt. system which will send notification of such filing to all parties and counsel of record.

Dated: July 25, 2025

/s/Peggy Wedgworth  
Peggy Wedgworth

**MILBERG COLEMAN BRYSON  
PHILLIPS GROSSMAN, PLLC**  
405 East 50th Street  
New York, NY 10022  
(212) 594-5300  
[pwedgworth@milberg.com](mailto:pwedgworth@milberg.com)

*Counsel for Plaintiffs*